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21 IN THE UNITED STATES DISTRICT COURT

22 FOR THE NORTHERN DISTRICT OF CALIFORNIA

23 THE STATE OF CALIFORNIA et al.,

24 Plaintiffs,

25 v.

26 INFINEON TECHNOLOGIES AG et al.,

27 Defendants.

Case No. C 06-4333 PJH  
Related to MDL. No. 1486

(Proposed) Order Granting Motion for  
the Certification of California and New  
Mexico Governmental Entity Classes

1       The motion of Plaintiffs the State of California, the City and County of San Francisco,  
2 the County of Santa Clara, and the Los Angeles Unified School District for an order  
3 certifying a class of governmental entities within the State of California, and the motion of  
4 Plaintiffs the State of New Mexico and the County of Sandoval for an order certifying a class  
5 of governmental entities within the State of New Mexico, came before this Court for hearing  
6 on March 12, 2008. Having considered the papers filed in favor of and against these  
7 motions, and the oral arguments of counsel, the Court finds that these proposed classes meet  
8 all of the applicable requirements of Federal Rule of Civil Procedure 23 and hereby  
9 GRANTS these motions.

10       The Court certifies the following class to be represented by Plaintiffs the State of  
11 California, the City and County of San Francisco, the County of Santa Clara, and the Los  
12 Angeles Unified School District:

13       a class of all public entities within the State of California other than the federal  
14 government, including the University of California, the State Bar of California,  
15 county governments, municipal governments, public school systems (including  
16 elementary school districts, high school districts, and community college districts but  
17 excluding charter schools), special district governments independent of the county and  
18 city governments, and statutorily-established fair associations.

19       The Court certifies the following class to be represented by Plaintiffs the State of New  
20 Mexico and the County of Sandoval:

21       a class of all public entities within the State of New Mexico other than the federal  
22 government, including county governments, municipal governments, public school  
23 systems, state-operated colleges and universities, and special district governments.

24       The Court further appoints the California Attorney General's Office, and in particular  
25 Emilio Varanini, and Spiegel Liao & Kagay, and in particular Michael Spiegel, Charles  
26 Kagay, and Wayne Liao, to be Class Counsel on behalf of the California class.

27       The Court further appoints the New Mexico Attorney General's Office, and in

1 particular Deyonna Young, to be Class Counsel on behalf of the New Mexico class.

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4 **IT IS SO ORDERED:**

5 Date:

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7 Hon. Phyllis J. Hamilton  
United States District Court Judge

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